

DEC 21 1994

REGISTERED MAIL

Return Receipt Requested

Article Number: P 009582372

Mr. Paul Hurst
Louis Rich Foods
Hwy 149 North
Sigourney, IA 52591

Dear Mr. Hurst:

Re: Confidential Business Information (CBI)
Louis Rich Foods
Sigourney, Iowa
EPA RCRA ID No. IAD981125743

Request for Information

This letter is in response to your request that certain documents submitted to this Agency be treated as confidential business information (CBI). The documents (flood inspection report) you claimed as CBI are enclosed and are identified on the form "Request for Confidential Treatment" as all checklists and photographs taken during the inspection. The regulations providing both the definition of, and affording the protection for, CBI are contained in Subpart B of Title 40 Code of Federal Regulations (CFR) Part 2. In accordance with these regulations, the U. S. Environmental Protection Agency (EPA) is presently protecting your claim of confidentiality until such time as the Agency makes a final determination on the viability of your claim.

This letter is to notify you that EPA's Office of Regional Counsel will be making a final confidentiality determination concerning your claim of confidentiality. For each item or class of information that you identify as being subject to your claim, please comment on the following issues:

1. The portions of the information which are entitled to confidential treatment;
2. The period of time for which you are requesting confidentiality for the information involved;
3. Whether a business confidentiality claim accompanied the information when it was received by EPA;

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with a stamped or printed legend, or other suitable form of notice employing language such as "trade secret," "proprietary," or "company confidential." Allegedly confidential portions of otherwise non-confidential documents should be clearly identified and may be submitted separately to facilitate identification and handling by EPA.

Information submitted for which a claim of confidentiality has been made will be disclosed by EPA only to the extent and by the means authorized by the procedures specified in 40 CFR Part 2, Subpart B.

Please submit this information within thirty (30) days of your receipt of this letter to the U. S. Environmental Protection Agency to the attention of Ms. T.R. Lohmeyer, RCRA/IOWA, at the letterhead address. If you have any questions concerning this matter, please contact Ms. T.R. Lohmeyer, of my staff, at (913) 551-7676.

Sincerely,

James V. Callier
Chief, IOWA Section
RCRA Branch

Enclosure

cc: Joseph Obr, Iowa Department of Natural Resources (w/o encl)

bcc: Jennifer Anderson, PSBR/IRMS (w/ encl)
Pat Hirsch, CNSL (w/o encl)